(3) of 2003

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

W.P. No. 775 of 2003

1. ASHOK DHAWANA SON OF LATE BAKSHAMAL DHAWANA AGED 45 YEARS PROPRIETOR M/S VISHAL PIPES AND PACKAGING RESIDENT OF HOUSE NO. 14/771 INDIRA GANDHI WARD NO.16 NAHARPARA RAIPUR
2. SHRI VISHAL DHAWANA SON OF SHRI ASHOK DHAWANA AGED 25 YEARS RESIDENT OF HOUSE NO. 14/771 INDIRA GANDHI WARD NO.16 NAHARPARA RAIPUR

PETITIONERS

VERSUS

1. UNION OF INDIA THROUGH THE SECRETARY, MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS AND ALSO THROUGH THE SECRETARY, MINISTRY OF FINANCE, NEW DELHI.
2. STATE BANK OF INDORE PUNJAB NATIONAL BANK, A BANKING COMPANY CONSTITUTED UNDER THE RELEVANT PROVISIONS OF THE BANKING COMPANIES (ACQUISITION AND TRANSFER OF UNDERTAKINGS) ACT, 1980, HAVING ITS INTERALIA AMONGST BRANCHES A BRANCH KNOWN AS SSI BRANCH AT RAIPUR

RESPONDENTS

P. R. No. 660/03
Presented by Shri Nihad Ali Shamsdani
dated 22.10.03

WRIT PETITION UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA FOR THE ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS, CERTIORARI AND/OR ORDER(S), AND/OR DIRECTION(S) IN THE NATURE OF WRITS

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P. 774/2003 सन् ~~200~~

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	DIVISION BENCH: **HON'BLE SHRI A.S.VENKATACHALA MOORTHY, CJ** **& HON'BLE SHRI FAKHRUDDIN, J.** **29/06/2004: -** **Shri B.P. Sharma counsel for the petitioner.** **Shri Vinay Harit, Sr. Standing Counsel for the Union of India, for respondent No.1.** **Shri Sanjay K. Agrawal counsel for the respondent No.2.** **Following the decision of the Supreme Court in the matter of Mardia Chemical Ltd. Vs. Union of India (2004 AIR SCW 2541), the writ petition stands dismissed.** **However, it is made clear that where a secured creditor has taken action under Section 13(4) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 in such cases it would be open to borrowers to file appeals under Section 17 of the Act within the limitation as prescribed therefor, to be counted with effect from today.** **Sd/-** **Chief Justice** **Sd/-** **Fakhruddin** **Judge**	

[पीछे देखिये